

FILED

08 APR 28 PM 4:22

U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

MD
DEPUTY

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

DANIEL CORDOZA,

Plaintiff,

vs.

CITY OF SAN DIEGO, et. al.,

Defendants.

CASE NO. 07-CV-1086 W (LSP)

**ORDER GRANTING JOINT
MOTION TO DISMISS
FEDERAL CLAIMS AND
REMANDING STATE LAW
CLAIMS TO STATE COURT
(Doc. No. 9)**

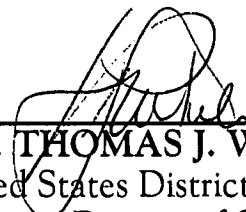
Upon consideration of the parties' Joint Motion to Dismiss Federal Claims and Remand State Law Claims to State Court, **IT IS HEREBY ORDERED** that the parties' motion is hereby granted and this entire action is dismissed in accordance with the terms set forth therein as follows:

1. Plaintiff's claims brought under federal law (First and Second Causes of Action) are **DISMISSED WITH PREJUDICE**;
2. That Plaintiff's state law claims (Third, Fourth and Fifth Causes of Action) be remanded to San Diego Superior Court (SDSC Case No. 37-2007-00066761-CU-PO-CTL);
3. That Plaintiff's claims brought under state law (Third, Fourth and Fifth Causes of Action) be **DISMISSED WITHOUT PREJUDICE** and that such claim be in, remanded to, and pursued in, state court; and

1 4. All parties shall bear their own attorneys' fees and costs in this action.
2

3 **IT IS SO ORDERED.**
4

5 Dated: April 28, 2008
6



Hon. THOMAS J. WHELAN
United States District Court
Southern District of California